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BAY AREA AIR QUALITY MANAGEMENT DISTRICT
939 Ellis Street
San Francisco, California 94109
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JAN 22 1985

UNIVERSITY OF CALIFORNIA

BOARD OF DIRECTORS REGULAR MEETING

Wednesday
January 9, 1985 ✓
9:30 A.M.

939 Ellis Street
San Francisco,
California

M I N U T E S

BOARD MEMBERS PRESENT:

Albert Aramburu, Joseph P. Bort,
Harry G. Britt, Shirley J.
Campbell, Fred F. Cooper, Thomas
J. Corcoran, Osby Davis, Rod
Diridon, Ralph P. Doetsch, Sr
Robertta H. Hughan, Sunne Wright
McPeak, Harold I. Moskowitz, Gus
J. N'colopulos, Frank H. Ogawa,
Helen B. Rudee, Carol Ruth
Silver, Susanne Wilson.

BOARD MEMBER ABSENT:

K. Jacqueline Speier

ADVISORY COUNCIL MEMBERS
PRESENT:

Michael Barr,
Jack C. Oppenheimer.

STAFF MEMBERS PRESENT:

Milton Feldstein, Thomas F.
Bell, Hulan F. Brinkley, Peter
Hess, Steve Hill, Dario Levaggi,
Edward W. McHugh, John F.
Powell, Lewis H. Robinson, Mabel
Harder.

- - -

Chairperson Diridon called the meeting to order at 9:42 A.M.

Former Director Cunningham introduced Director Osby Davis who replaced him, from Solano County.

Chairperson Diridon presented Director Bort with a plaque in appreciation of his services on the Board.

PUBLIC PRESENTATION

There was none.

APPROVAL OF MINUTES OF DECEMBER 19, 1984

COMMUNICATIONS

Carol Ruth Silver, Secretary

There were no communications.

DIVISION MONTHLY REPORTS

The following reports were presented:

Director of Enforcement Monthly Activity Report - Report Period November 21, 1984 through December 20, 1984; Director of Permit Services Division Monthly Activity Report, November 16, 1984 to December 17, 1984. Director of Planning Activity Report, November 21 through December 18, 1984; Director of Technical Services Monthly Activity Report November 16, through December 15, 1984; Director of Public Information Monthly Activity Report - November 29-December 27, 1984; Status of Legal Matters; November 28-December 27, 1984.

TRANSFER OF FUNDS

The APCO's report entitled, Transfer of Funds, dated January 2, 1985, was presented.

REFUNDS

The APCO's report entitled, Refunds, dated January 2, 1985 was presented.

REPORT OF ADVISORY COUNCIL MEMBERS' ATTENDANCE FOR 1984

Ms. Harder's report entitled, Attendance Report of Advisory Council Members, dated December 31, 1984, was presented.

SETTING OF PUBLIC HEARINGS:

Set for February 20, 1985 The Adoption of Regulation 10, Rule

New Plant Performance and Emission Requirements, Equipment Leaks at Petroleum Refineries.

Set for February 20, 1985 The Amendment of Regulation 10, Rule 39: New Plant Performance and Emission Requirements, Synthetic Organic Chemical Manufacturing Industry Equipment Leaks of Organic Compounds.

Set for February 20, 1985 The Amendment of Regulation 3: Fees.

Set for March 6, 1985 The Amendment of Regulation 8, Rule 17: Petroleum Solvent Dry Cleaning Operations.

Set for March 6, 1985 The Amendment of Regulation 8, Rule 27: Perchloroethylene Dry Cleaning Operations.

Set for March 6, 1985 The Amendment of the Manual of Procedures Volumes III and IV.

Set for March 6, 1985 The adoption of Regulation 10, Rule 41: New Plant Performance and Emission Requirements, Petroleum Solvent Dry Cleaners.

The APCO's report entitled, Setting of Public Hearings-Conflict of Interest Statement, dated January 2, 1985 was presented.

1984 CHANGES IN THE BROWN ACT

The District Counsel report entitled, 1984 Changes in the Brown Act, dated December 28, 1984, was presented.

Mr. Ogawa moved the adoption of the above Consent Calendar item; seconded by Mr. Doetsch.

Mr. Aramburu requested the Division Monthly Reports item be held for debate.

The motion carried on roll call deleting Agenda Item 5;

AYES: ARAMBURU, BORT, BRITT, CAMPBELL,
COOPER, CORCORAN, DAVIS, DIRIDON,
DOETSCH, HUGHAN, McPEAK, MOSKOWITE,
NICOLOPULOS, OGAWA, RUDEE, WILSON.

NOES: NONE.

ABSENT: SILVER, SPEIER.

Mr. Aramburu referred to the report, Status of Legal Matters, as to the number of Violation Notices issued to TOSCO Corporation, and the information provided therein with respect to Docket No. 1313, inquiring as to the status. Mr. Feldstein responded that Tosco has withdrawn its Variance Application and that settlements are proceeding on the Violation Notices

issued.

Mr. Aramburu moved the adoption of Agenda Item 5; seconded by Mr. Doetsch; carried on roll call:

AYES: ARAMBURU, BORT, BRITT, CAMPBELL, COOPER,
CORCORAN, DAVIS, DIRIDON, DOETSCH, HUGHAN,
McPEAK, MOSKOWITE, NICOLOPULOS, OGAWA,
RUDEE, WILSON.

NOES: NONE.

ABSENT: SILVER, SPEIER.

PUBLIC HEARING TO CONSIDER AMENDMENTS TO REGULATION 8,
RULE 33, REGARDING BULK GASOLINE DISTRIBUTION FACILITIES
AND GASOLINE DELIVERY VEHICLES

PUBLIC HEARING TO CONSIDER AMENDMENTS TO REGULATION 10,
RULE 37, REGARDING BULK GASOLINE TERMINALS

Chairperson Diridon opened the Public Hearings at 9:45 A.M.

Mr. Powell presented the Clerk with 9 Affidavits of Publication of Notice of Public Hearings.

Mrs. Chris Schaufelberger reviewed the APCO's report entitled, Public Hearing to Consider Amendments to Regulation 8, Rule 33-Bulk Gasoline Distribution Facilities and Gasoline Delivery Vehicles plus Regulation 10, Rule 37-New Source Performance Standards for Bulk Gasoline Terminals.

There was no public presentation.

Ms. Silver arrived at 9:52 A.M.

Mr. Aramburu moved the Public Hearings be closed at 9:53 A.M.; seconded by Mrs. Rudee; carried on roll call:

AYES: ARAMBURU, BORT, BRITT, CAMPBELL,
COOPER, CORCORAN, DAVIS, DIRIDON,
DOETSCH, HUGHAN, McPEAK, MOSKOWITE,
NICOLOPULOS, OGAWA, RUDEE, SILVER,
WILSON.

NOES: NONE.

ABSENT: SPEIER.

Mr. Aramburu moved the adoption of Resolution No. 1568, In the Matter of Amending Rule 33 of Regulation 8 Relating to Bulk Gasoline Distribution Facilities and Gasoline Delivery Vehicles and Resolution No. 1569, In the Matter of Amending Rule 37 of Regulation 10 Relating to New Source Performance Requirements

for Bulk Gasoline Terminals; seconded by Mrs. Rudee; carried on roll call:

AYES: ARAMBURU, BORT, BRITT, CAMPBELL, COOPER,
CORCORAN, DAVIS, DIRIDON, DOETSCH,
HUGHAN, McPEAK, MOSKOWITE, NICOLOPULOS,
OGAWA, RUDEE, SILVER, WILSON.

NOES: NONE.

ABSENT: SPEIER.

PUBLIC HEARING TO CONSIDER AMENDMENTS TO REGULATION 3,
PERMIT FEES, SCHEDULE H: SEMICONDUCTOR AND RELATED OPERATIONS

PUBLIC HEARING TO CONSIDER AMENDMENTS TO REGULATION 2,
RULE 1, SECTION 124: EXEMPTION, SEMICONDUCTOR
MANUFACTURING EQUIPMENT

Chairperson Diridon opened the Public Hearings at 9:54 A.M.

Mr. Hill reviewed the APCO's report entitled, Public Hearings to Consider Modifications to Regulation 2, Rule 1 and Regulation 3, dated January 2, 1985.

There was no public presentation.

Mr. Ogawa moved the Public Hearing be closed at 10:01 A.M.; seconded by Mrs. Rudee; carried on roll call:

AYES: ARAMBURU, BORT, BRITT, CAMPBELL, COOPER,
CORCORAN, DAVIS, DIRIDON, DOETSCH, HUGHAN,
McPEAK, MOSKOWITE, NICOLOPULOS, OGAWA,
RUDEE, SILVER, WILSON.

NOES: NONE.

ABSENT: SPEIER.

Mrs. Rudee moved the adoption of Resolution No. 1570, In the Matter of Amending of Regulation 3 Relating to Fees; and Resolution No. 1571, In the Matter of Amending Rule 1 of Regulation 2 Relating to Permits; seconded by Ms. Silver; carried on roll call:

AYES: ARAMBURU, BORT, BRITT, CAMPBELL, COOPER,
CORCORAN, DAVIS, DIRIDON, DOETSCH, HUGHAN,
McPEAK, MOSKOWITE, NICOLOPULOS, OGAWA,
RUDEE, SILVER, WILSON.

NOES: NONE.

ABSENT: SPEIER.

REPORT OF AIR POLLUTION CONTROL OFFICER
Milton Feldstein

Mr. Feldstein presented his report entitled, California State Supreme Court Decision on Air Quality Standards, dated January 9, 1985.

In discussion of economic considerations being taken into consideration when regulations are adopted, the Staff pointed out that there is a difference in considering economics when adopting an Air Quality Standard, and when adopting a Regulation; that the Board has the prerogative of choosing the most cost-effective Regulation.

After further discussion, Mr. Bort moved that when the ARB and EPA requires the District to adopt a Regulation, that Mr. Powell present a statement as to whether or not it is a legal requirement to consider costs; seconded by Mr. Cooper.

There was discussion that the motion was unnecessary because the Board is already considering costs when adopting regulations.

The motion carried on roll call:

AYES: ARAMBURU, BORT, CAMPBELL, COOPER, CORCORAN,
DAVIS, DIRIDON, DOETSCH, McPEAK, MOSKOWITE,
NICOLOPULOS, OGAWA, WILSON.

NOES: BRITT, HUGHAN, RUDEE.

ABSENT: SILVER, SPEIER.

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Mr. Feldstein presented his report entitled, Particulate Emissions Standards for Heavy Duty Diesel Engines, dated January 8, 1985, requesting the Board adopt a resolution supporting the Staff's recommendations that it support the ARB's request to EPA that a more stringent PM standard HDD be adopted, and that the Board urge the California Congressional delegation to use their good offices to urge EPA to adopt the more stringent PM standard of 0.10 grams per brake horsepower hour for HDD.

Mrs. Rudee moved the adoption of Resolution No. 1572, In the Matter of Urging the U.S. EPA to Adopt more Stringent Pollution Standards for Trucks and Buses; seconded by Ms. Silver.

In discussion, Mrs. Rudee pointed out that although this would impact the automobile industry economically, there is also an impact on the cost for health care and on the effects to people

living in the more polluted areas. Mrs. Hughan stated that she supported Mr. Gordon Duffy's letter to the EPA dated December 17, 1984, stating that there is evidence that inhalable particles are among the most dangerous health risks. There was discussion on the Directors contacting their Congressional delegation, Ms. Silver urging a public information campaign on the issue; Mr. Diridon pointing out that the Regulation would impact governmentally owned buses thus incurring additional costs to government; Mr. Powell pointing out that the ARB has authority to set standards for California trucks and buses but that it is the interstate vehicles which are of concern.

Mr. Aramburu suggested the Staff show to the Board the technology that is available to trap diesel particulate matter, and Mr. Feldstein stated he would do so.

Mr. Feldstein advised that presently diesel vehicles are exempt from the Inspection and Maintenance program, but that legislation is being proposed to make them subject to it.

After further discussion, Mrs. Rudee included in her motion that the matter be referred to the Ad Hoc Committee on Legislation for development of legislative strategy, after which the motion carried on roll call:

AYES: ARAMBURU, BORT, BRITT, CAMPBELL, COOPER,
CORCORAN, DAVIS, DIRIDON, DOETSCH, HUGHAN,
MCPEAK, MOSKOWITE, NICOLOPULOS, OGAWA, RUDEE,
SILVER, WILSON.

NOES: NONE.

ABSENT: SPEIER.

Mrs. Wilson moved that the Staff develop a four week strategy this week, including a letter, a diagram of the device to trap the emissions, for submittal to the entire California Congressional delegation, seconded by Ms. Silver.

In discussion, Chairperson Diridon requested the Ad Hoc Committee on Legislation to meet prior to the Board meeting on January 16, 1985.

The motion carried on roll call:

AYES: ARAMBURU, BORT, BRITT, CAMPBELL, COOPER,
CORCORAN, DAVIS, DIRIDON, DOETSCH, HUGHAN,
MCPEAK, MOSKOWITE, NICOLOPULOS, OGAWA, RUDEE,
SILVER, WILSON.

NOES: NONE.

ABSENT: SPEIER.

In discussion of the material to be supplied, Chairperson Diridon requested that the packet contain the resolution adopted by the Board today, and that a copy of the entire package be sent to each Director and to each member of the Board of Supervisors in the 9-Bay counties.

CHAIRPERSON'S REPORT

Rod Diridon

Chairperson Diridon announced that the Executive Committee would meet on January 30, 1985 at 9:00 A.M.; that the Budget and Finance Committee would meet at 10:00 A.M. on that day.

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Chairperson Diridon appointed Mr. Davis to the Executive and Budget and Finance Committees. Mr. Corcoran moved to so approve; seconded by Mr. Doetsch; carried on roll call:

AYES: ARAMBURU, BORT, BRITT, CAMPBELL, COOPER,
CORCORAN, DAVIS, DIRIDON, DOETSCH, HUGHAN,
MCPEAK, MOSKOWITE, NICOLOPULOS, OGAWA, RUDEE,
SILVER, WILSON.

NOES: NONE.

ABSENT: SPEIER.

BOARD MEMBERS' COMMENTS

There were none.

OTHER

The report, Pending Board Referrals to Advisory Council, dated December 5, 1984 was presented.

TIME AND PLACE OF NEXT MEETING

9:30 A.M., Wednesday, January 16, 1985, 939 Ellis Street, San Francisco, California.

The meeting adjourned at 11:15 A.M.

Respectfully submitted,

Mabel Harder
Clerk of the District



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AIR QUALITY MANAGEMENT DISTRICT
BAY AREA
939 ELLIS STREET
SAN FRANCISCO, CA 94109



Institute of Governmental Studies
UC Berkeley, 109 Moses Hall
Berkeley, CA 94720

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1-22-16, 1985

BAY AREA AIR QUALITY MANAGEMENT DISTRICT
939 Ellis Street
San Francisco, California 94109
771-6000

BOARD OF DIRECTORS REGULAR MEETING

Wednesday
January 16, 1985
9:30 A.M.

939 Ellis Street
San Francisco,
California

M I N U T E S

BOARD MEMBERS PRESENT:

Albert Aramburu, Joseph P. Bort,
Harry G. Britt, Shirley J.
Campbell, Fred F. Cooper, Osby
Davis, Rod Diridon, Ralph P.
Doetsch, Sr., Roberta H. Hughan,
Harold I. Moskowitz, Gus J.
Nicolopoulos, Frank H. Ogawa,
Helen B. Rudee, Carol Ruth
Silver, K. Jacqueline Speier.

BOARD MEMBERS ABSENT:

Thomas J. Corcoran, Sunne Wright
McPeak, Susanne Wilson.

STAFF MEMBERS PRESENT:

Milton Feldstein, Thomas F.
Bell, Hulan F. Brinkley, Daniel
Goalwin, Peter Hess, Dario
Levaggi, Edward W. McHugh, John
F. Powell, Lewis H. Robinson,
Mabel Harder.

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FEB 19 1985

UNIVERSITY OF CALIFORNIA

Chairperson Diridon called the meeting to order at 9:35 A.M.

PUBLIC PRESENTATION

There was none.

REPORT OF AD HOC COMMITTEE ON LEGISLATION
Albert Aramburu, Chairperson

Mr. Aramburu reported the Committee met prior to the Board meeting to consider the Staff proposal as set forth in the APCO's report entitled, Diesel Engine Particulate Standards, dated January 16, 1985; that the Directors should contact their Congressional delegation with respect thereto. Mr. Aramburu moved that the Staff's proposals as set forth in the report be approved; seconded by Ms. Speier.

In discussion of the Press release, Ms. Silver suggested Paragraph 1 be changed to indicate that the District supports emission standards for heavy duty diesel engines, but that more stringent standards be imposed than that being proposed by EPA.

The motion then carried on roll call:

AYES: ARAMBURU, BORT, BRITT, CAMPBELL, COOPER, DAVIS,
DIRIDON, DOETSCH, HUGHAN, MOSKOWITE,
NICOLOPULOS, OGAWA, RUDEE, SILVER, SPEIER.

NOES: NONE.

ABSENT: CORCORAN, McPEAK, WILSON.

APPROVAL OF MINUTES OF JANUARY 9, 1985

COMMUNICATIONS
Carol Ruth Silver, Secretary

There were no communications.

REFUNDS
The APCO's report entitled, Refunds, dated January 9, 1985, was presented.

SETTING OF PUBLIC HEARINGS

SET FOR MARCH 6, 1985 AMENDMENT TO REGULATION 8, RULE 30:
SEMI-CONDUCTOR MANUFACTURING OPERATIONS.

SET FOR MARCH 6, 1985, ADOPTION OF REGULATION 11, RULE 7:
HAZARDOUS POLLUTANTS; BENZENE.

The APCO's report entitled, Setting of Public Hearing -
Conflict of Interest Statement, dated January 9, 1985, was
presented.

Mr. Doetsch moved the adoption of the above Consent Calendar items; seconded by Mr. Ogawa; carried on roll call:

AYES: ARAMBURU, BORT, BRITT, CAMPBELL, COOPER, DAVIS, DIRIDON, DOETSCH, HUGHAN, MOSKOWITE, NICOLOPULOS, OGAWA, RUDEE, SILVER, SPEIER.

NOES: NONE.

ABSENT: CORCORAN, McPEAK, WILSON.

PRESENTATION ON CONTROL OF AIR TOXICS

Mr. Feldstein presented his report entitled, Toxics Workshop, dated January 10, 1984, reviewing the Tanner Bill, its requirements with respect to toxic identification, and Appendix D, entitled, Preliminary Compound Ranking.

Mr. Hess reviewed the risk management as contained in the attachment entitled, Toxic SCM Rule Development-Draft Procedures-Benzene. In reviewing the chart entitled, Estimated Benzene Emissions in California, he stated that in order to determine the appropriate degree of control modeling will have to be done.

Mr. Ed Miller reviewed the charts entitled, Status-Schedule, and EPA's Regulation of Hazardous Air Pollutants.

There was discussion on whether there was any conflict between the Tanner Bill process and EPA's action on the substances; that it was desirable to do a complete review of a substance before declaring it toxic; that the only control on fireplaces at present is that they must not create a public nuisance; that a lot of scientific data is not known on some substances so that judgments will have to be made in determining whether such substances are toxic.

Mr. Levaggi reviewed that portion of the report entitled, Risk Assessment and the charts in connection therewith entitled, A Procedure for Determining the Probability of Harm Associated with a Given Activity, Necessary Elements of a Carcinogen Risk Assessment for a Stationary Source, Desired Outputs of a Carcinogen Risk Assessment.

There was discussion on the number of new compounds being created yearly; that the process now being undertaken is a long term one.

Mr. Steve Hill reviewed the survey done by the District on 50 chemicals, stating a questionnaire was sent to 1200 companies, of which 400 indicated they use the chemicals; that they were requested to quantify their use, which data is now being evaluated.

Mr. Miller reviewed the chart entitled, In Support of the Santa Clara Valley IEMP Study.

Mr. Feldstein reviewed the retrospective and prospective problems, including garbage burners, pointing out that a risk assessment has been requested on the proposed facilities.

In discussion, Mr. Feldstein stated the District is redoing its guidelines on EIRs to include pollutants other than the five criteria pollutants. Chairperson Diridon suggested the Staff consider how the District can advance the rate of the evaluation of the pollutants.

REPORT OF AIR POLLUTION CONTROL OFFICER
Milton Feldstein

There was none.

CHAIRPERSON'S REPORT
Rod Diridon

Chairperson Diridon advised that the Executive Committee would meet on January 30 at 9:00 A.M., and the Budget and Finance Committee would meet on January 30, 1985 at 10:00 A.M.

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Chairperson Diridon referred to the Personnel Committee the possibility of increasing the per diem for the Hearing Board.

BOARD MEMBERS' COMMENTS

There were none.

OTHER

The report entitled, Pending Board Referrals to Advisory Council, dated December 5, 1984, was presented.

TIME AND PLACE OF NEXT MEETING

9:30 A.M., Wednesday, February 6, 1985, 939 Ellis Street, San Francisco, California.

The meeting adjourned at 11:45 A.M.

Respectfully submitted,

Mabel Harder
Clerk of the District

BAY AREA
AIR QUALITY MANAGEMENT DISTRICT
939 ELLIS STREET
SAN FRANCISCO, CA 94109

Institute of Governmental Studies
UC Berkeley, 109 Moses Hall
Berkeley, CA 94720

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INSTITUTE OF GOVERNMENTAL
STUDIES LIBRARY

FEB 25 1985

BOARD OF DIRECTORS REGULAR MEETING UNIVERSITY OF CALIFORNIA

Wednesday
February 6, 1985
9:30 A.M.

939 Ellis Street
San Francisco,
California

M I N U T E S

- | | |
|--------------------------------------|--|
| BOARD MEMBERS PRESENT: | Albert Aramburu, Harry G. Britt,
Edward R. Campbell, Shirley J.
Campbell, Thomas J. Corcoran,
Osby Davis, Rod Diridon, Ralph P.
Doetsch, Sr., Roberta H. Hughan,
Sunne Wright McPeak, Gus J.
Nicolopulos, Frank H. Ogawa, Helen
B. Rudee, Carol Ruth Silver, K.
Jacqueline Speier, Susanne Wilson. |
| BOARD MEMBERS ABSENT: | Fred F. Cooper, Harold I.
Moskowite. |
| HEARING BOARD
MEMBER PRESENT: | Rodney R. Beard, M.D.,
Vice Chairperson |
| ADVISORY COUNCIL MEMBERS
PRESENT: | John W. Daily, Chairperson;
Michael R. Barr. |
| STAFF MEMBERS PRESENT: | Milton Feldstein, Ron Raimondi,
Hulan F. Brinkley, Daniel Goalwin,
Peter Hess, Dario Levaggi, Edward
W. McHugh, John F. Powell, Lewis H.
Robinson, Mabel Harder. |

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Chairperson Diridon called the meeting to order at 9:45 A.M. He welcomed Supervisor Edward R. Campbell, Alameda County, replacing Joseph P. Bort.

PUBLIC PRESENTATION

There was none.

APPROVAL OF MINUTES OF JANUARY 16, 1985

COMMUNICATIONS

Carol Ruth Silver, Secretary

The following communications were presented:

Stephen S. Burke, Director
Housing and Redevelopment, Santa Rosa

Adelia Sabiston, President
Ernestine De Falco, Finance Director
League of Women Voters of the Bay Area

Director Carol Ruth Silver

Robin Long
c/o Carol Harris
San Diego, California

Kenneth A. Manaster, Chairperson
Hearing Board

David Nesmith, Conservation Representative
San Francisco Bay Chapter Sierra Club

DIVISION MONTHLY REPORTS

The following reports were presented:

Director of Enforcement Report Period December 21, 1984 through January 20, 1985; Director of Permit Services Division Monthly Activity Report, December 18, 1984 to January 15, 1985; Director of Planning Activity Report, December 19, 1984 through January 22, 1985; Director of Technical Services Monthly Activity Report December 16, through January 15, 1985; Director of Public Information Monthly Activity Report - December 27-January 29, 1985; Status of Legal Matters: December 26, 1984-January 28, 1985; Director of Administrative Services Appropriations Statement and Cash Position - November 30, 1984.

REFUNDS

The APCO's report entitled, Refunds, dated January 30, 1985, was presented.

Adopted Resolution No. 1573, In the Matter of Approving a Refund in Excess of \$1,000 - Varian Associates.

TRANSFER OF FUNDS

The APCO's report entitled, Transfer of Funds, dated January 30, 1985 was presented.

Adopted Resolution No. 1574, In the Matter of Authorizing the Transfer of Funds to Board of Directors Accounts.

SETTING OF PUBLIC HEARINGS FOR MARCH 20, 1985

Set for March 20, 1985 Amendment to Regulation 8, Rule 23: Coating of Wood Paneling.

Set for March 20, 1985 Adoption of Regulation 8, Rule 37: Crude Oil & Natural Gas Production Facilities.

Set for March 20, 1985 Amendment to Regulation 1, Section 600 through 605 - Manual of Procedures.

The APCO's report entitled, Setting of Public Hearing-Conflict of Interest Statement, dated January 30, 1985, was presented.

Mr. Ogawa moved the adoption of the above Consent Calendar items; seconded by Mr. Doetsch.

There was discussion on the violation notices issued to Apollo Crematorium, and the emissions therefrom.

The motion then carried on roll call:

AYES: ARAMBURU, BRITT, EDWARD R. CAMPBELL, SHIRLEY J. CAMPBELL, CORCORAN, DAVIS, DIRIDON, DOETSCH, HUGHAN, McPEAK, NICOLOPULOS, OGAWA, RUDEE, SILVER, SPEIER, WILSON.

NOES: NONE.

ABSENT: COOPER, MOSKOWITE.

REPORT OF EXECUTIVE COMMITTEE Rod Diridon, Chairperson

Chairperson Diridon reviewed his report entitled, Report of the Executive Committee, dated February 6, 1985.

REPORT OF BUDGET AND FINANCE COMMITTEE
Susanne Wilson, Chairperson

Mrs. Wilson reviewed her report entitled, Report of Committee, dated February 6, 1985, stating the Committee recommends that the Executive Committee discuss establishing a Board Building Committee.

Mrs. Wilson moved that the Committee recommendations that \$500,000 be transferred from the General Reserve to Reserve-Computer Fund; that \$300,000 be transferred from the General Reserve to the Reserve for Contingencies and that Resolution Nos. 1575 and 1576, In the Matter of Approving a Transfer of Funds and the Purchase of Capital Equipment and Supplies; and In the Matter of Approving Purchase of Capital Equipment, be adopted; seconded by Mr. Aramburu.

In discussion, Mrs. McPeak stated she felt the elevator service needs to be examined when the addition to the building is discussed, and Chairperson Diridon referred the matter to the Board Building Committee. Mrs. McPeak requested that this suggestion be an amendment to Mrs. Wilson's motion, and it was so agreed.

The motion then carried on roll call:

AYES: ARAMBURU, BRITT, EDWARD CAMPBELL, SHIRLEY
 CAMPBELL, CORCORAN, DAVIS, DIRIDON, DOETSCH,
 HUGHAN, McPEAK, NICOLOPULOS, OGAWA, RUDEE,
 SILVER, SPEIER, WILSON.

NOES: NONE.

ABSENT: COOPER, MOSKOWITE.

Mrs. McPeak suggested the Board Building Committee also discuss moving the District headquarters to a less expensive location in lieu of building a four story addition, retaining the present facilities for investment purposes.

In discussion, Mrs. Wilson stated that the elevator service was discussed briefly by the Budget and Finance Committee and that this should be discussed by the Board Building Committee; that the Committee also discussed the high value of the present building and the lot next door which is available for purchase; that changing the location of the District offices should be discussed further by the Budget and Finance Committee. Mrs. McPeak suggested the Committee review the broad aspect of managing the District's assets, and she moved that the Budget and Finance Committee look at the management of the District assets, consider the addition of the four stories, and consider

moving the District facilities to another location and use the current facilities as an additional cash flow; seconded by Mr. Corcoran.

In discussion, Mr. Aramburu pointed out that there was already much invested in the current facilities and that the Staff should limit the scope of its investigation. Mr. Britt opposed any move because of the effect upon the Staff. Mr. Feldstein pointed out that there are still eight years left to pay for the bonds, which would have to be repurchased if the District offices were moved.

The motion carried on roll call:

AYES: ARAMBURU, EDWARD R. CAMPBELL, SHIRLEY J. CAMPBELL, CORCORAN, DAVIS, DIRIDON DOETSCH, HUGHAN, McPEAK, NICOLOPULOS, OGAWA, RUDEE, SILVER, SPEIER, WILSON.

NOES: BRITT.

ABSENT: COOPER, MOSKOWITE.

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Mr. Ogawa announced that the Personnel Committee would meet on February 20, 1985 at 8:30 A.M.

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Mrs. Wilson stated the Budget and Finance Committee would meet on March 6 at 9:00 A.M.

REPORT OF ADVISORY COUNCIL
John W. Daily, Chairperson

Dr. Daily reviewed the Report of Advisory Council, dated January 23, 1985, specifically with respect to the Council's report on Indoor Air Quality, requesting the Board to adopt the report and its goals. Mrs. Rudee so moved; seconded by Mrs. Hughan; carried on roll call:

AYES: ARAMBURU, BRITT, EDWARD CAMPBELL, SHIRLEY CAMPBELL, CORCORAN, DAVIS, DIRIDON, DOETSCH, HUGHAN, McPEAK, NICOLOPULOS, OGAWA, RUDEE, SILVER, SPEIER, WILSON.

NOES: NONE.

ABSENT: COOPER, MOSKOWITE.

QUARTERLY REPORT OF HEARING BOARD
Rodney R. Beard, M.D., Vice Chairperson

Dr. Beard in reporting advised that there were several variance requests with respect to VOC emissions having to do with inks, permit Appeals from Dysan Corporation and Chevron U.S.A. He reviewed the status of the Pacific Refining Company Abatement Order and the Pacific Steel Casting Company Unconditional Order for Abatement; stated hearings have begun on the Homestake Mining Company appeals.

In discussion of the Pacific Steel Casting Company Unconditional Order for Abatement, Mr. Powell advised that the matter was now before Superior Court, who will review the record before the Hearing Board; that the company can continue to operate; that the Hearing Board Order has not been stayed, so that the District could seek penalties for violation of the Order.

In discussion of the progress that Pacific Refining Company is making, Mr. Feldstein advised that the Conditional Order for Abatement contains 23 conditions which need to be met; that an Inspector is present at the site almost daily; that the 23 conditions will be monitored until all problems are resolved.

QUARTERLY REPORT OF ARB REPRESENTATIVE
Roberta H. Hugan

Mrs. Hugan briefly reviewed her report entitled, Quarterly Report of My Activities as an ARB Member, dated January 30, 1985, and advised that she had been confirmed by the Senate Rules Committee on January 23, 1985.

REPORT AND DISCUSSION ON CALIFORNIA
ENVIRONMENTAL QUALITY ACT (CEQA)

Mr. Feldstein briefly reviewed his report entitled, Report on CEQA, dated January 31, 1985, specifically the recommendations contained therein, requesting the Board to direct the Staff to carry out said recommendations and report back to the Board in 90 days.

There was discussion of the law which allows the District to seek certification of its regulatory program in lieu of any EIR requirements, Mr. Powell advising that the law did not find that the District was in fact subject to CEQA, and he outlined the case recently brought by WOGA in the SCAQMD. Mr. Feldstein stated that if the District were subject to CEQA, it would be costly in Staff time; that if the resources agency would determine whether the District is functionally equivalent would solve the problem. He outlined the permitting procedures, stating about 12 NSRS receive public notification but the majority of the permit applications are acted on without public notification.

The following made a presentation:

Mary Allen
representing Citizens for a Better Environment

referred to the APCO's report, pointing out that at the time the District issued a permit to Wickland Oil Company, the final EIR was not in existence, and addressed the Staff recommendations, stating that the permit issuance involves a broad degree of discretion by the APCO; that the cogeneration arguments set forth by the APCO has no reference to CEQA; that with respect to the "lead agency" argument, a responsible agency still has CEQA requirements that are not being complied with by the District; support of the proposal that the Staff report in 90 days with specific proposals.

Alan Ramo
Staff Counsel
Citizens for a Better Environment

stated they were concerned about which permits are ministerial and, which are discretionary.

Mark Abramowitz
Citizens for a Better Environment

pointed out there was a check list for each project and an EIR; that if there is not a significant impact a Negative Declaration is prepared; that an EIR does not need to be extensive or costly; reviewed his understanding of the WOGA case; an EIR might be needed for a small project that could be a public nuisance; that SCAQMD does conform to CEQA.

In response, Mr. Feldstein stated the first project in which the SCAQMD was involved was in 1985 with respect to Arco; that all but NSR projects are ministerial in nature and that CEQA would only apply to major projects; that SCAQMD is in the process of adopting functional equivalency.

Mr. Abramowitz stated that CBE feels that either a negative declaration needs to be done or a focused EIR or an EIR.

After further discussion, Mr. Ogawa moved the hearing be closed at 11:29 A.M.; seconded by Mr. Aramburu; carried.

Mr. Aramburu moved the Board adopt the Staff recommendations as contained in the Report on CEQA, and that the Staff report back to the Board in 90 days; seconded by Mr. Doetsch.

In discussion, Ms. Silver requested Mr. Feldstein to develop a cost-benefit analysis if the District is subject to CEQA as compared to using the funds for purposes for controlling air pollution. Mrs. Rudee requested that the report also contain a

comparison of functional equivalency to CEQA, and Chairperson Diridon so ordered.

The motion then carried on roll call:

AYES: ARAMBURU, BRITT, EDWARD R. CAMPBELL, SHIRLEY J. CAMPBELL, CORCORAN, DAVIS, DIRIDON, DOETSCH, HUGHAN, McPEAK, NICOLOPULOS, OGAWA, RUDEE, SILVER, SPEIER, WILSON.

NOES: NONE.

ABSENT: COOPER, MOSKOWITE.

REPORT OF AIR POLLUTION CONTROL OFFICER
Milton Feldstein

There was none.

CHAIRPERSON'S REPORT
Rod Diridon

Chairperson Diridon referred to Ms. Silver's communication requesting that the Board per diem policy include Board members attendance at Workshops and Advisory Council meetings but that the maximum \$3600 limitation be unchanged, Mrs. Wilson so moved; seconded by Mrs. Campbell; carried on roll call:

AYES: ARAMBURU, BRITT, EDWARD R. CAMPBELL, SHIRLEY J. CAMPBELL, CORCORAN, DAVIS, DIRIDON, DOETSCH, HUGHAN, McPEAK, NICOLOPULOS, OGAWA, RUDEE, SILVER, SPEIER, WILSON.

NOES: NONE.

ABSENT: COOPER, MOSKOWITE.

Mr. Diridon requested the adoption of Resolution No. 1577, In the Matter of Requesting the Federal Government to Increase the Level of Federal Financial Support of Public Mass Transportation and Mr. Aramburu so moved; seconded by Mrs. McPeak.

In discussion, Mr. Aramburu suggested the addition of the following:

WHEREAS increased use of public mass transportation will reduce the amount of costly air pollution controls necessary on stationary sources; and

that line 22 read:

increase, not decrease, the level of financial support and reduce the delays in funding for public mass transportation.

which was accepted and the motion then carried on roll call:

AYES: ARAMBURU, BRITT, EDWARD R. CAMPBELL, SHIRLEY J. CAMPBELL, DAVIS, DIRIDON, DOETSCH, HUGHAN, McPEAK, NICOLOPULOS, OGAWA, SILVER, SPEIER, WILSON.

NOES: NONE.

ABSENT: COOPER, CORCORAN, MOSKOWITE, RUDEE.

BOARD MEMBERS' COMMENTS

Mr. Aramburu advised of the Ad Hoc Committee on Legislation meeting on February 7, 1985 at 9:30 A.M., instead of 10:00 A.M.

Chairperson Diridon requested that the Ad Hoc Committee on Legislation consider the response to Senator Pete Wilson's letter of October 24, 1984, with respect to uniformity of regulations throughout the United States.

Chairperson Diridon referred to a communication to the Santa Clara County Board of Supervisors from Systematic Metal Fab., Inc. dated January 25, 1985, requesting Staff respond to it, and Mrs. Campbell so moved; seconded by Mr. Aramburu; carried.

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Mr. Nicolopulos requested that there be a review as to why the two positions in the Clerk's office have not been filled. Chairperson Diridon referred this to the Personnel Committee.

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Chairperson Diridon advised that he had appointed Director Edward R. Campbell to the Budget and Finance Committee, and that Director Nicolopulos had been appointed Vice Chairperson of that Committee.

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Mrs. McPeak requested that the Ad Hoc Committee on Legislation review the effect the Federal budget cuts will have on the District, and Chairperson Diridon so ordered.

OTHER

The report: Pending Board Referrals to Advisory Council, dated December 5, 1984, was presented.

TIME AND PLACE OF NEXT MEETING

9:30 A.M, Wednesday, February 20, 1985, 939 Ellis Street, San Francisco, California.

The meeting adjourned at 11:40 A.M.

Respectfully submitted,

Mabel Harder
Clerk of the District

BAY AREA

AIR QUALITY MANAGEMENT DISTRICT

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